

**REMARKS**

Claims 1-31 are pending in the above-identified Application. As indicated on page 2 of the Office Action, claims 1 and 3-31 have been withdrawn from further consideration. Accordingly, claim 2 is the only claim which has been examined in the present Office Action. The Examiner has indicated that claim 2 is rejected under 35 U.S.C. § 102(e).

**Preliminary Matters**

The Examiner has approved the drawing changes submitted on August 9, 2001. Accordingly, Applicant is submitting herewith a substitute formal figure for Figs. 5A and 5B.

The Examiner has objected to the drawings as failing to comply with 37 C.F.R. § 1.84(p)(4). In particular, the Examiner maintains that "A" has been used to designate plural elements (i.e. Figs. 2 and 15A; pg. 36, line 8; pg. 37, line 3). Accordingly, Applicant has amended Figs. 15A and 15B and is submitting a formal figure herewith.

The Examiner has further objected to the drawings as including reference sign "A" which is not disclosed in the description of Fig. 15A. As stated above, Applicant has amended Figs. 15A and 15B. Due to the changes to Figs. 15A and 15B, Applicant has amended the specification. Applicant submits that such amendments overcome the objections.

The Examiner has objected to the title of the invention as not being descriptive of the invention to which the claims are directed. Accordingly, Applicant has amended the title, and submits that the title should not be construed to limit the scope of the claims.

Also, Applicant has further amended the specification to correct minor errors.

Amendment under 37 C.F.R. § 1.111  
U.S. Application No. 09/851,991

In addition, on page 5 of the Office Action, the Examiner inserted a heading entitled “Claim Rejections - 35 U.S.C. § 103.” However, the Examiner did not set forth any rejections under 35 U.S.C. § 103. The undersigned contacted the Examiner by telephone to request clarification. The Examiner indicated that there are no rejections set forth under 35 U.S.C. § 103 in the present Office Action. Rather, the paragraph concerning the joint inventors was included for the Applicant’s reference.

Rejections under 35 U.S.C. § 102(e)

The Examiner has rejected claim 2 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,065,701 to Tanimura et al. (“Tanimura”).

Applicant submits that claim 2 is patentable over the cited reference. For example, claim 2 recites an accommodation portion formed inside a recording medium cartridge, which accommodates the noncontact-type memory at least partially.

Applicant submits that Tanimura fails to teach or disclose the above feature. For example, Tanimura discloses a label 1, of which an IC 20 and antenna 30 are embedded (Fig. 1, col. 4, lines 14-27). However, label 1 is not accommodated in an accommodation portion formed inside cassette 2. Rather, as shown in Fig. 3, label 1 is adhered to depression 54 on the outside of cassette 2 (col. 4, lines 37-38). The reference fails to teach or disclose any type of accommodation portion formed inside cassette 2, which would at least partially accommodate label 1.

Amendment under 37 C.F.R. § 1.111  
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Accordingly, Applicant submits that claim 2 is patentable over the cited reference.

Newly Added Claims

Applicant has added claims 32-35 to provide more varied protection for the present invention.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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